

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted on May 21, 1999 to the Patent and Trademark Office (703-308-6459). The transmission includes 4 Pages.

Paul Vincent
Dr. Paul Vincent

Reg. No. 37,461

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20 MAY 1999

Legal Staff
International Division

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

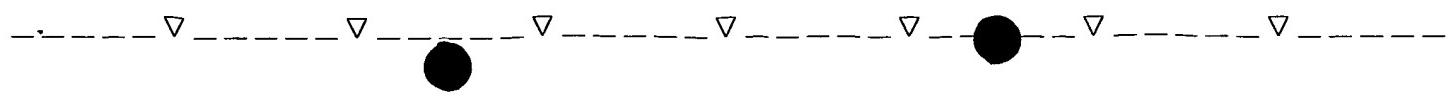
In re Application of : LAUK
US Application No. : 08/981,924
PCT Application No. : PCT/DE96/01269
Int. Filing Date : 12 July 1996
Priority Date : 12 July 1995
For : METHOD FOR DETERMINING THE
EFFECTIVENESS AND TOLERANCE OF A
XENOGENEIC SUBSTANCE ADMINISTRERED TO
AN ORGANISM
Docket No. : P2941 WO US

COMMISSIONER OF PATENTS AND TRADEMARKS
BOX PCT
WASHINGTON D.C. 20231
ATT. PCT LEGAL OFFICE
LEONARD SMITH

RENEWED PETITION TO REVIVE UNDER 37CFR 1.137 (a)

This communication provides new evidence in support of a petition to revive under 37 CFR 1.137 (a). This petition has been dismissed without prejudice in a decision dated 30 March 1999, since the applicant has not provided evidence of two day delivery by Federal Express and has not provided evidence concerning the date on which the papers were delivered to Federal Express.

Enclosed herewith is an invoice from Federal Express indicating dispatch of papers on January 8, 1998 from Stuttgart, Germany to BOX PCT USPTO as Airway Bill Number 400-5497-6084. The delivery date of January 13, 1998 is also



indicated. This delivery contained the request for nationalization papers which are the subject of this petition. This document provides sufficient evidence of the delivery date of the papers to Federal Express.

Also enclosed herewith is a letter from Federal Express indicating that "the delivery time for your above mentioned mailing is two work days, in this case from 08.01.1998 [January 08, 1995], the delivery deadline in the USA is 11.01.1998 [January 11, 1998]". The AWB Nr. 400-5497-6084 is also specified.

These documents provide sufficient evidence that the delayed delivery date of two additional days could not have been expected. Despite due care the request for nationalization was delayed. This delay was therefore unavoidable.

The legal examiner is respectfully requested to review his position in the light of this evidence and to grant this petition.

The applicant believes this submission to be timely and that no extension fees are due. If this is not the case, the applicant conditionally petitions for an extension under 37 CFR 1.136(a). Any fees related to this communication or any credits can be charged to deposed account number 50-0355.

Schuster & Partner
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D-70174 Stuttgart, Germany
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Fax +49-711-29 95 94

Respectfully Submitted

Paul Vincent
Dr. Paul Vincent

Reg.Nr. 37,461

Enclosures:

FedEx Invoice

FedEx Letter of 17.05.99

Diese Rechnung gilt in Verbindung mit der Durchschrift des Luftfrachtaboletes laen Durchschriften vorliegen.
Ausfuhrnachweis für Umsatzsteuerzwecke aller oben aufgeführten Exportsendungen gemäß § 10 Abs. Nr. 1 UStR. Die Beförderung der in den genannten Luftfrachtbriefen aufgeführten Gegenständen wurde gemäß der Geschäftsaufträge durchgeführt. Ich versichere, daß ich die Angaben über die Versendung/Beförderung nach bestem Wissen und Geschäftsaufträge gemacht habe, die im Geltungsbereich der UStDV nachprüfbar sind.

Antje Schütt-Fahrenkrog, Geschäftsführerin

Diese Bescheinigungsform und der maschinelle Unterschriftsausdruck wurde genehmigt durch Verfügung der

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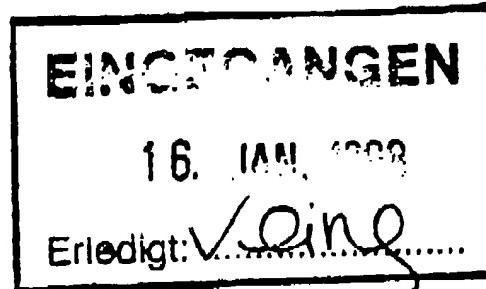
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Federal Express



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DE-1116 07161

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FRACHTRECHNUNG

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A	400-5497-6084 STR - NDV 08.JAN.98	PAUL J VINCENT SCHUSTER & PARTNER WIEDERHOLDSTR 10 STUTTGART Ref. Nummer:	DE 70174 BOX PCT CORRESPONDENCE AND MAI PATENT & TRADEMARK OFFICE CRYSTAL PLAZA BUILDING 2/1A03 2011 SOUTH CLARK PLACE 1A03 ARLINGTON US 22202 Zugestellt: 13.JAN.98 12:15:00 Unterschrift: D.JONES 13.JAN.98 10:08:00 Siehe Rückseite: 08	FedEx Letter

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FEDERAL EXPRESS EUROPE, INC., Deutsche Niederlassung, Hauptverwaltung: Langer Kornweg 34 K, 65461 Kelsterbach, Telefon 061 671 997-0

Bankverbindung: Commerzbank AG, Frankfurt, Kto.-Nr. 740014603 (BLZ 600 400 00)

Registrezitz der Gesellschaft: Wilmington, Delaware USA; Sitz der Zweigniederlassung: Langer Kornweg 34 K, 65461 Kelsterbach

Händlerregister: Rüsselsheim HRB 2977 - Geschäftsführung: Anja Schott-Fahrner

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SCHUSTER & PARTNER

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101: U91M7 94/354324
Fax: 06107 697 326



Schuster & Partner
Fr. Freudenmann
Wiederholdstr. 10

70174 Stuttgart



17.05.99

AWB-NR.: 400-5497-6084
Unser Telefonat vom 17/05/99
Kunden-Nummer 1998-6038-0

Sehr geehrte Frau Freudenmann,

die Laufzeit für Ihre o.g. Sendung beträgt 2 Werkstage, in diesem Fall vom 8.1.1998
wäre der Zustellungstermin in den USA, am 11.1.1998.

Freundliche Grüße,

FEDEX EUROPE, INC.
DEUTSCHE NIEDERLASSUNG

Nina Albrecht
Executive Services Group

USPTO/PCT LEGAL

03 308 6459

*** RX REPORT ***

RECEPTION OK

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RESULT	OK